

Message Text

PAGE 01 USUN N 01179 040144 Z

14

ACTION IO-13

INFO OCT-01 ADP-00 CIAE-00 DODE-00 PM-09 H-02 INR-10 L-03

NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-15 USIA-12

COA-02 EB-11 OIC-04 ACDA-19 AEC-11 AGR-20 CG-00

COME-00 DOTE-00 FMC-04 INT-08 JUSE-00 NSF-04 OMB-01

TRSE-00 RSR-01 /165 W

----- 098720

R 040101 Z APR 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 7303

UNCLAS USUN 1179

E. O. 11652: NA

TAGS: PBOR, UN

SUBJ: LOS: SUBCOMMITTEE II, APRIL 3

1. SUMMARY. EGYPT ATTACKED US STRAITS PROPOSAL AND SAID US ACTIONS VIOLATE UN CHARTER. US SAID REGRETTED TONE OF STATEMENT AND INTERJECTION OF EXTRANEIOUS ISSUES INTO LOS DEBATE AND RESERVED RIGHT OF REPLY. MEXICO MADE STATEMENT EXPLAINING ARTICLES BASED ON SANTO DOMINGO DECLARATION. SEVERAL OTHER DELEGATIONS MADE STATEMENTS. END SUMMARY.

2. EGYPT SAID WOULD STUDY DRAFT ARTICLES ON NAVIGATION AND POINTED OUT THAT GREECE, MAJOR MARITIME POWER, WAS CO- SPONSOR. ATTACKED US STATEMENTS ON STRAITS IN AUGUST 1972 AND MARCH 1973. SAID US SHOULD EXTEND RIGHTS TO OTHER STATES TO PROTECT THEIR NATIONAL SECURITY AND SHOULD NOT THREATEN OR COERCE STATES. SAID US SHOULD CLARIFY HOW ITS CONCEPTS OF SECURITY COULD BE SQUARED WITH CONCEPTS IN UN CHARTER AND CHARGED US WITH VIOLATING CHARTER IN MANY AREAS. POINTED OUT THAT SOME US ALLIES ACCEPT INNOCENT PASSAGE IN STRAITS ALTHOUGH US SAYS FREE TRANSIT NEEDED FOR SECURITY OF THOSE ALLIES. SAID US AVOIDED UNCLASSIFIED

PAGE 02 USUN N 01179 040144 Z

REAL ISSUE WHICH IS WHETHER COASTAL STATE SHALL BE REQUIRED TO ALLOW FREE PASSAGE OF MILITARY VESSELS WHICH WOULD

JEOPARDIZE THEIR SECURITY. SAID US SHOULD NOT CONFUSE QUESTIONS OF MERCHANT VESSELS AND WARSHIPS. FINALLY, REP SAID US WANTS AUTHORITY TO UNDERTAKE ACTS IN STRAITS THAT ARE NOT INNOCENT.

3. AT END OF MEETING, US SAID REGRETTED TONE OF STATEMENT BY EGYPT AND REGRETTED INTERJECTION OF EXTRANEIOUS ISSUES INTO LOS DEBATES. US RESERVED RIGHT OF REPLY.

4. EGYPT INTERVENED AND SAID HE WAS NOT HERE TO PLEASE US REP BUT ONLY TO DEFEND HIS NATION'S INTERESTS. HE RESERVED HIS RIGHT OF REPLY.

5. U. K. SAID NAVIGATION THROUGH STRAITS IS SEPARATE PROBLEM FROM NAVIGATION IN TERRITORIAL SEA. REITERATED SUPPORT FOR 12- MILE MAXIMUM BREADTH FOR TERRITORIAL SEA. SAID STRAITS NEED SPECIAL PROVISIONS WITH INTERNATIONAL STANDARDS TO PROTECT NAVIGATION INTERESTS. SAID APPRECIATED US PROPOSAL ON STRAITS LAST SUMMER BUT RESERVED ON NECESSITY OF STRICT LIABILITY FOR DAMAGE CAUSED BY VESSELS VIOLATING INTERNATIONAL STANDARDS IN STRAITS. UK REP REPLIED TO THREE POINTS RAISED BY TANZANIA ON US PROPOSAL AS FOLLOWS. US PROPOSED COMPULSORY TRAFFIC SEPARATION SCHEMES WHEREVER SUCH SCHEMES APPLICABLE, NOT JUST IN STRAITS. SECOND, IMCO HAS MADE SCHEMES COMPULSORY WHEN NEW COLLISION REGULATIONS COME INTO EFFECT. THIRD, ICAO REGULATIONS SHOULD APPLY TO OVERFLIGHT OF STRAITS SINCE TERRITORIAL SEA BEING EXTENDED AND MUST PROTECT OVERFLIGHT.

6. FRANCE SAID NAVIGATION ARTICLES INTRODUCED WERE NOT ADEQUATE BASIS FOR NEGOTIATION AND SAID PROBLEMS OF NAVIGATION IN TERRITORIAL SEA GENERALLY AND IN STRAITS SHOULD BE CONSIDERED SEPARATELY.

7. PERU NOTED NAVIGATION ARTICLES GENERALLY IN LINE WITH PERU POSITION. SAID PEACE AND SECURITY DESIRES OFTEN USED AS COVER FOR INDIVIDUAL STATE DESIRES AND GENERALLY AGREED WITH EGYPT.

8. MEXICO MADE LENGTHY STATEMENT ON ARTICLES BASED ON UNCLASSIFIED

PAGE 03 USUN N 01179 040144 Z

SANTO DOMINGO DECLARATION. STRESSED LIMITED RIGHT OF COASTAL STATES IN PATRIMONIAL SEA AND NOTED LITTLE PRESENT INTEREST IN EXTENSION OF TERRITORIAL SEA BEYOND 12 MILES. NOTED THAT MAY BE SITUATIONS ALLOWING MORE THAN 12 MILE TERRITORIAL SEA BY AGREEMENT BETWEEN CONCERNED STATES. COASTAL STATE CANNOT IMPOSE ARBITRARY RESTRICTIONS ON OTHERS IN PATRIMONIAL SEA. ON SCIENTIFIC RESEARCH, NOTED RIGHT WAS LIMITED TO REGULATION BY COASTAL STATE AND NOT INTENDED TO BE RIGHT TO PROHIBIT. STATED THAT REGIONAL AGREEMENTS ON

LAW OF SEA MUST BE BINDING ON ALL STATES, NOT JUST PARTIES
TO REGIONAL AGREEMENT.

9. ROMANIA SAID MUST CONSIDER LAND- LOCKED NATIONS'
RIGHTS WHEN DECIDING COASTAL STATE ECONOMIC RIGHTS. FAVORED
FREE PASSAGE FOR COMMERCIAL VESSELS THROUGH STRAITS.

10. ITALY SAID FISHING RIGHTS BEYOND 12 MILE TERRITORIAL
SEA SHOULD BE BASED ON FOLLOWING:

(A) INTERNATIONAL REGULATION IN FRAMEWORK OF
REGIONAL INTERNATIONAL ORGANIZATIONS WITH PARTICIPATION BY
ALL INTERESTED STATES:

(B) EQUAL SHARING OF BURDEN OF FISHERIES RESEARCH
BY ALL INTERESTED STATES;

(C) SHARING OF SUSTAINABLE YIELD, GENERALLY IN LINE
WITH EXISTING SHARES WITH GRADUAL ADJUSTMENT TO FAVOR
DEVELOPING COUNTRIES ;

(D) MIGRATORY SPECIES REGULATED BY INTERNATIONAL
ORGANIZATION;

(E) INTERNATIONAL MEASURES TO ENFORCE AND TO
PROVIDE DISPUTE SETTLEMENT;

(F) INTERNATIONAL COMMUNITY TO PROMOTE IMPROVEMENT
OF DEVELOPING COUNTRY FISHING CAPABILITY.

11. NETHERLANDS SAID ALL INTERESTS MUST BE ACCOMMODATED
AND SHOULD CONSIDER MIXED INTERNATIONAL AND NATIONAL
SYSTEMS.

UNCLASSIFIED

PAGE 04 USUN N 01179 040144 Z

12. TURKEY DISCUSSED QUESTIONS OF TERRITORIAL SEA
DELIMITATION BETWEEN ADJACENT AND OPPOSITE
STATES.

PHILLIPS

UNCLASSIFIED

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 02 APR 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 04 APR 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973USUNN01179
Document Source: ADS
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Film Number: n/a
From: USUN NY
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730459/abqcdywb.tel
Line Count: 153
Locator: TEXT ON-LINE
Office: n/a
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: shawdg
Review Comment: n/a
Review Content Flags:
Review Date: 27 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <27-Aug-2001 by reddocgw>; APPROVED <05-Feb-2002 by shawdg>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LOS: SUBCOMMITTEE II, APRIL 3
TAGS: PBOR, UN
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005